

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of:  James G. Morris, et al.  Serial No: 09/776,216  Filed: February 2, 2001  Title: AN ESSENTIAL CONSTITUENT AND METHOD OF USE FOR MAINTAINING HAIR	Examiner: Chism, Billy D.  Art Unit: 1654  Atty. Docket No.: 010023-000210
------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Under 37 C.F.R. §1.56 and §§1.97-98

Sir:

Pursuant to the provisions of 37 CFR 1.56 and §§1.97-98, enclosed herewith is form PTO/SB/08 (substitute for form 1449A/PTO) listing references for consideration by the Examiner. A copy is enclosed herewith of each listed reference which may be material to the examination of this application, and with respect to which there may be a duty to disclose.

The filing of this Information Disclosure Statement shall not be construed as a representation regarding the completeness of the list of references, or that inclusion of a reference in this list is an admission that it is prior art or is pertinent to this application, or that a search has been made, or as an admission that the information listed is, or may be considered to be, material to patentability, or that no other material information exists, and shall not be construed as an admission against interest in any manner.

The Information Disclosure Statement submitted herewith is being filed after three months of the filing date of this national application or the date of entry of the national stage in an international application, or after the mailing date of the first official action on the merits, whichever event last occurred, but before the mailing date of a final action under 37 CFR §1.113. Attached hereto is the fee of \$180, as set forth under 37 CFR §1.17(p), for submission of this Information Disclosure Statement under 37 CFR. § 1.97(c).

Consideration of the listed references and favorable action are respectfully solicited.

Dated: March 5, 2004

Respectfully submitted,

By: 

John W. Carpenter, Reg. No. 26,447

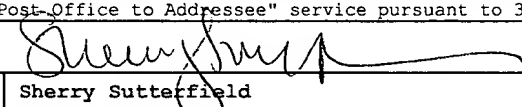
Carpenter & Kulas, LLP

1900 Embarcadero Road, Suite 109

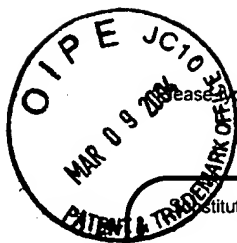
Palo Alto, CA. 94303

Tel.: (650) 842-0300

Fax: (650) 842-0304

CERTIFICATE OF MAILING			
I hereby certify that this correspondence, including the enclosures identified herein, is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on the date shown below. If the Express Mail Mailing Number is filled in below, then this correspondence is being deposited with the United States Postal Service "Express Mail Post-Office to Addressee" service pursuant to 37 CFR 1.10.			
Signature:			
Typed or Printed Name:	Sherry Sutterfield	Dated:	March 5, 2004
Express Mail Mailing Number (optional):			

**Burden Hour Statement:** This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.**



Please place a plus sign (+) inside this box →



PTO/SB/08A (08-00)

Approved for use through 10/31/2002. OMB 0651-0031  
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number

Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Sheet 2 of 2

### Complete if Known

Application Number	09/776,216
Filing Date	February 2, 2001
First Named Inventor	James G. Morris et al.
Group Art Unit	1654
Examiner Name	Chism, Billy D.
Attorney Docket Number	010023-000210

### OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		P.A. Anderson, et al. "Histidine, Phenylalanine-Tyrosine and Tryptophan Requirements for Growth of the Young Kitten", published in the Journal of Animal Science, Vol. 50, No. 3, 1980	
		H.R. Glättli, et al. "Dietary Measures and Essential Active Substances for Treating Skin Diseases in Dogs", English translation	Yes
		S.L. Hoti and K. Balaraman, "Formation of Melanin Pigment by a Mutant of Bacillus Thuringiensis H-14", publication of the Journal of General Microbiology (1993), 139, 2365-2369.	
		C.D. Marsden, "Tyrosinase Activity in the Pigmented Cells of the Nucleus Substantiae Nigrae", publication from the Department of Anatomy, St. Thomas's Hospital Medical School, London; Quarterly Journal of Microscopical Science, Vol. 2, part 4, pp. 469-474, 1961	
		B.M. Paragon and D. Grandjean, "Diet and Skin Problems in the Cat" publication in the Veterinary Medical Review, Vol. 168, No. 10, October 1992, pp. 769-777.	Yes
		J.M. Williams, et al. "Phenylalanine Requirement of Kittens and the Sparing Effect of Tyrosine", publication in the American Institute of Nutrition, December 8, 1986; the Department of Animal Science and Department of Physiological Sciences, University of California Davis, CA	

Examiner  
Signature

Date  
Considered

\* EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.